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September 19, 1991

SEP 19 1991

Federal Communications Commission
Office of the Secretary

Federal Communications Commission
Office of the Secretary
Ms. Donna Searcy, Secretary
Washington, D.C. 20554

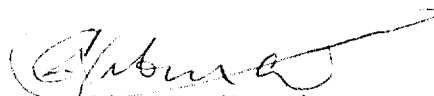
Re: MM Docket No. 91-10
Baldwin, Florida

Dear Madam:

Transmitted herewith on behalf of JEM Productions, Limited Partnership, is an original plus six copies of its Opposition to Joint Motion to Reopen the Record. This Opposition is directed to Hon. Edward Luton, Administrative Law Judge.

Please contact the undersigned should questions arise concerning this matter.

Sincerely yours,


Cecilio M. Tiburcio, Esq.

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

In re Applications of) MM Docket No. 91-10
)
WHITE BROADCASTING PARTNERSHIP, et al) File No. BPH-891214MM
)
For Construction Permit for a New)
FM Station on Channel 289 A in)
Baldwin, Florida)

To: Hon. Edward Luton
Administrative Law Judge

OPPOSITION TO JOINT MOTION TO REOPEN THE RECORD

JEM Productions, Limited Partnership ("JEM"), by its attorney,
in opposition to the Joint Motion To Reopen the Record filed on
September 13, 1991, by Charles Cecil White and Deanna Mae White d/b/a
White Broadcasting Partnership; Douglas Johnson, Peaches Broadcasting,
Ltd. ("Peaches") and Northeast Florida Broadcasting Corp., respectfully
shows the following:

1. The ownership interests information of Robin Rothschild
was identified as Exhibit 18 for Peaches during the comparative hearing
on August 22, 1991. (See Transcript of Hearing p.431, attached as
Exhibit 1).

2. Thereafter, Ms. Robinson, counsel for Peaches, moved that
Exhibit 18 be admitted into evidence. Mr. Halagao, counsel for JEM,
objected and the presiding Administrative Law Judge, Edward Luton,

sustained the objection. The transcript speaks for itself. (See Transcript of Hearing p. 435-436, attached as Exhibit 2).

In view of the foregoing, it is requested that the aforementioned Joint Motion be denied for lack of merit.

Respectfully submitted,

JEM PRODUCTIONS, LIMITED PARTNERSHIP

By: 

Cecilio M. Tiburcio
Avelino G. Halagao and Associates
Suite 900-North
799 Leesburg Pike
Falls Church, Va. 22043-2413
(703) 847-6803

Its Attorneys

Dated: September 19, 1991

1 (The document heretofore
2 marked Peaches Exhibit No. 16
3 for identification was
4 received into evidence.)

5 MS. ROBINSON: I'd also like to bring to Ms.
6 Morgan's attention the document which is entitled legal
7 qualifications, Peaches 17 and also a document entitled
8 ownership information interests of Robin Rothschild,
9 Peaches 18.

10 (The documents referred to
11 above were marked Peaches
12 Exhibit No. 17 and 18 for
13 identification.)

14 JUDGE LUTON: Which is to be marked 17?

15 MS. ROBINSON: The legal qualifications.

16 JUDGE LUTON: Thank you.

17 BY MS. ROBINSON:

18 Q Ms. Morgan, who was Robin Rothschild?

19 A She used to be one of my limited partners?

20 Q And at your deposition, you indicated that
21 she just Mr. Knoble's friend, is that correct?

22 A Yes.

23 Q So you've since found out that she perhaps
24 has another role besides Mr. Knoble's friend? Is there
25 any other input?

1 Q You didn't ask?

2 A No, I didn't ask.

3 MS. ROBINSON: At this point, Your Honor, I'd
4 like to move Peaches 17 and 18 into evidence.

5 JUDGE LUTON: Any objections?

6 MR. HALAGAO: Your Honor, Ms. Rothschild is
7 no longer a party to the application and I would not
8 have any objection to possibly, 17, but I didn't know
9 about 18, Your Honor. I feel like it's no longer
10 necessary, since Ms. Rothschild's no longer --

11 JUDGE LUTON: Why is 18 relevant to anything?

12 MS. ROBINSON: Well, actually, it goes to her
13 knowledge regarding the --

14 JUDGE LUTON: Whose?

15 MS. ROBINSON: Ms. Morgan's knowledge
16 regarding the broadcast investment activities of her
17 potential partner in this matter.

18 JUDGE LUTON: It doesn't mean a thing. I'm
19 going to sustain the objection to 18 and receive 17.

20 (The document heretofore
21 marked Peaches Exhibit No. 17
22 for identification was
23 received into evidence.)
24
25

1 (The document heretofore
2 marked Peaches Exhibit No. 18
3 for identification was
4 rejected from evidence.)

5 BY MS. ROBINSON:

6 Q Ms. Morgan, Serrano and Newton, they prepared
7 your application, is that right?

8 A Yes, they helped me with that.

9 Q And they put you in touch with Mr. Knobel?

10 A Yes, they did.

11 Q They're still on retainer with you?

12 A Mr. Serrano has been paid. Mr. Newton is
13 working on a contingency basis.

14 Q Are they attorneys, either one of them?

15 A No, they are not. Mr. Halagao is my
16 attorney.

17 Q No, are they attorneys, not your attorneys,
18 but?

19 A No.

20 Q And Serrano listed his address as the
21 applicant's address for service, is that right?

22 A Yes.

23 MS. ROBINSON: I'd like to have marked for
24 identification Peaches 19 and Peaches 20.

25

CERTIFICATE OF SERVICE

I, Cecilio M. Tiburcio counsel for JEM Productions, Limited Partnership hereby certify that on the 19th day of Sept. 1991, true copies of the foregoing "Opposition to Joint Motion to Reopen The Record" was mailed by U.S. First Class, postage prepaid, to the following:

Honorable Edward Luton*
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W.
Washington, D.C. 20554

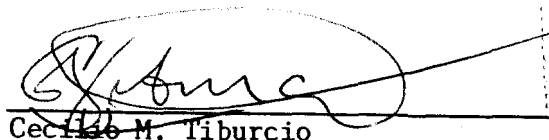
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Cecilio M. Tiburcio

* Hand-Delivered